

I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail, in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Dated: January 3, 2006

Signature: 

(Arnold H. Krumholz)

Docket No.: REGIM 3.3-042  
(PATENT)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:  
Angele et al.

Art Unit: 2871

Application No.: 10/511,833

Confirmation No.: 6387

Filed: October 19, 2004

Examiner: Not Yet Assigned

For: A BISTABLE LIQUID CRYSTAL DISPLAY  
DEVICE INCLUDING IMPROVED  
ADDRESSING MEANS

**REQUEST FOR REINSTATEMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

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8 AUG 2006

Dear Sir:

Attorneys for the above-identified applicant received a Notice of Abandonment mailed December 13, 2005 for failure to timely file an executed Declaration. A Notification of Missing Requirement Under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US) dated April 14, 2005 was improperly mailed to applicant. In response, applicant filed a Communication indicating that an executed declaration in accordance with PCT Rule 4.17(iv) had already been submitted and no further declaration was required under 37 CFR 1.497.

Attached hereto are copies of the Notification of Missing Requirements; Communication in response to the Notification of Missing Requirement (with copies of the originally filed Application Data Sheet filed October 19, 2004 and Preliminary Amendment filed April 14, 2005) and a copy of the PCT Request form with the executed declaration (filed as pages 5 & 6 of the original PCT Request form) along with a copy of the return postcard stamped received on "November 10, 2005" by the PCT/PTO.

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Legal Staff  
International Division

It is therefore believed that evidence has been submitted to establish that an executed Declaration was timely filed and is it therefore respectfully requested that prosecution on the above-identified application be reopened.

If there are any fees due in connection with this communication, please charge same to our Deposit Account No. 12-1095.

Dated: January 3, 2006

Respectfully submitted,

By 

Arnold H. Krumholz

Registration No.: 25,428

LERNER, DAVID, LITTENBERG,  
KRUMHOLZ & MENTLIK, LLP

600 South Avenue West

Westfield, New Jersey 07090

(908) 654-5000

Attorney for Applicant

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**PLEASE ACKNOWLEDGE RECEIPT BY RETURNING THIS CARD**

**Via: EXPRESS MAIL LABEL NO.: EV627260102US**

**Atty Docket No.:** REGIM 3.3-042

**Due Date:** June 14, 2005

**Title:** A BISTABLE LIQUID CRYSTAL DISPLAY DEVICE INCLUDING  
IMPROVED ADDRESSING MEANS

**Application No.:** 10/511,833

**Documents Filed:**

Transmittal Letter to the United States Designated-Elected Office (3 pages)

Communication w/copies of Notification of Missing Requirements, PCT Request, ADS, Preliminary  
Amendment (filed 4/14/05)

Information Disclosure Statement w/SB-08, 9 references (7 enclosed)

Return Receipt Postcard

**JC10 Rec'd PCT/PTO 10 NOV 2005**

**Sender's Initials:** /Cfm  
LD-539\

**Mailing Date:** November 10, 2005

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EXPRESS MAIL LABEL NO.: EV627260102US  
DATE: NOVEMBER 10, 2005

PATENT  
REGIM 3.3-042

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of:  
Angele et al.

Application No. 10/511,833

Int. Appln. No.: PCT/FR03/01240

Int. Filing Date: April 17, 2003

For: A BISTABLE LIQUID CRYSTAL DISPLAY:  
DEVICE INCLUDING IMPROVED  
ADDRESSING MEANS

Group Art Unit:

Examiner:

November 10, 2005

Mail Stop PCT  
Commissioner for Patents  
Office of PCT Legal Administration  
P.O. Box 1450  
Alexandria, VA 2213-1450

Attention: Patricia A. Booker

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COMMUNICATION

Sir:

In response to the Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US) dated April 14, 2005, (a copy of which is enclosed herewith), please note that a declaration in accordance with PCT Rule 4.17(iv) has already been submitted and, accordingly, no further declaration is required under 37 CFR 1.497. The declaration was filed as pages 5 & 6 of the original PCT Request form (see page 4 of the request form in this regard, indicating that the declaration accompanied the PCT Request form).

Clearly, the International Application filing number was not available on the day of filing (17 April 2003). The declaration does identify the application number and filing date of the French priority application.

A copy of the PCT Request form with the executed declaration filed under PCT Rule 4.17 (iv) is attached, as well as a copy of the Application Data Sheet, as originally filed, containing the International Application number and filing date and the application number and filing date of the priority application. In addition, a



Preliminary Amendment was filed on April 14, 2005, amending the claims, copy enclosed.

Based on the undersigned attorney's conversation with the PTO help desk in July, the Notification of Missing Requirements was apparently improperly issued. Specifically, the oath filed with the PCT application satisfied the requirements of 37 CFR §1.497 (a) and (b) since 1.) the declaration as filed with the International Application is not required to identify the International Application number when filed commensurately therewith and 2.) the International Application was identified on the Application Data Sheets. Accordingly, Applicant respectfully submits that there is no need to file a supplemental oath that identified the International Application number.

Since the requirement for additional claims fee was satisfied with the Preliminary Amendment filed April 14, 2005, no fee is required to respond to this Notice of Missing Requirements, since this Notice was improperly issued for the reasons described above.

If the Examiner has any questions concerning this matter, he is requested to call applicant's attorney at (908) 654-5000. If there are any additional fees, please charge them to our Deposit Account No. 12-1095.

Dated: November 10, 2005

Respectfully submitted,

By 

Richard J. Botas

Registration No.: 32,016

LERNER, DAVID, LITTENBERG, KRUMHOLZ  
& MENTLIK, LLP

600 South Avenue West

Westfield, New Jersey 07090

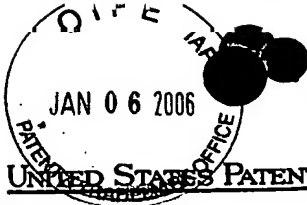
(908) 654-5000

Attorney for Applicant

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UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
www.uspto.gov

U.S. APPLICATION NUMBER NO. 10/511,833	FIRST NAMED APPLICANT Jacques Angele	ATTY. DOCKET NO. REGIM 3.3-042
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INTERNATIONAL APPLICATION NO.
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PCT/FR03/01240

LA. FILING DATE	PRIORITY DATE
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04/17/2003

530

LERNER, DAVID, LITTENBERG,  
KRUMHOLZ & MENTLIK  
600 SOUTH AVENUE WEST  
WESTFIELD, NJ 07090

*Due  
HJE 2005  
COM*

CONFIRMATION NO. 6387  
371 FORMALITIES LETTER  
\*OC000000015730973\*  
\*OC000000015730973\*

Date Mailed: 04/14/2005

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 10/19/2004
- Copy of the International Search Report filed on 10/19/2004
- Copy of references cited in ISR filed on 10/19/2004
- U.S. Basic National Fees filed on 10/19/2004

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Additional claim fees of \$50 as a non-small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.
- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.

#### SUMMARY OF FEES DUE:

Total additional fees required for this application is \$50 for a Large Entity:

- Total additional claim fee(s) for this application is \$ 50
  - \$50 for 50 total claims over 20.

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ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

PATRICIA A BOOKER

Telephone: (703) 308-9140 EXT 204

**PART 1 - ATTORNEY/APPLICANT COPY**

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/511,833	PCT/FR03/01240	REGIM 3.3-042

FORM PCT/DO/EO/905 (371 Formalities Notice)

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